

1 Hon. Benjamin H. Settle
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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

10 LAUREL PARK COMMUNITY, LLC, a Washington
11 limited liability company; TUMWATER ESTATES
12 INVESTORS, a California limited partnership;
13 VELKOMMEN MOBILE PARK, LLC, a Washington
14 limited liability company; and MANUFACTURED
HOUSING COMMUNITIES OF WASHINGTON, a
Washington non-profit corporation,

Plaintiffs,

vs.

CITY OF TUMWATER, a municipal corporation,

Defendant.

17 **NO. C09-5312 BHS**

DEFENDANT CITY OF
TUMWATER'S REPLY IN
SUPPORT OF AMENDED
MOTION FOR SUMMARY
JUDGMENT

18 Defendant City of Tumwater did not receive any response to its Amended Motion for
19 Summary Judgment (Dkt.58), filed in this matter on March 4, 2011. Plaintiffs' Response was due
20 on Monday, March 28, 2011 under LCR 7(d)(3). The failure of a party to file papers in opposition
21 to a motion may be considered by the Court as an admission that the motion has merit pursuant to
22 LCR 7(b)(2).

23 If the court treats Plaintiffs' Supplemental Motion for Summary Judgment (Dkt. 60), also
24 filed on March 4, 2011, as a response to the City's Motion for Summary Judgment, please see the
25 Defendant's Response to Plaintiffs' Supplemental Motion for Summary Judgment, which was
26 timely filed on Monday, March 28, 2011.

1 Dated this 31st day of March, 2011.
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4 LAW, LYMAN, DANIEL,
5 KAMERRER & BOGDANOVICH, P.S.
6

7 /s/ Jeffrey S. Myers,
8 Jeffrey S. Myers, WSBA #16390
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